

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MATHEW SCHEETZ, individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

JPMORGAN CHASE BANK, N.A., CHASE  
INSURANCE AGENCY, INC., and DOES 1-  
50 inclusive,

Defendants.

Case No.: 1:12-cv-4113-PKC

ECF Case

**STIPULATION AND CASE MANAGEMENT REPORT**

Plaintiff Matthew Scheetz, individually and on behalf of all others similarly situated, (“Plaintiff”) and Defendants JPMorgan Chase Bank, N.A. and Chase Insurance Agency, Inc. (together “Chase” or “Defendants”) (collectively the “Parties”) respectfully submit the following Stipulation and Case Management Report:

WHEREAS, following a series of mediation sessions the last of which occurred on February 15, 2013, the Parties have now reached a settlement in principal and term sheet that has been memorialized in a Confidential Memorandum of Understanding (“MOU”) and signed by all parties;

WHEREAS, the pending settlement seeks to globally resolve all claims on a nationwide basis with respect to all class members alleged to be similarly situated in certain lender-placed flood insurance cases pending around the nation, including this action;

WHEREAS, because the tentative national settlement class encompasses other pending lender-placed insurance class actions involving flood insurance, the Parties believe that it is

efficient and appropriate to seek federal court approval of the class action settlement in the first-filed case that is subject to the settlement, *Clements v. JP Morgan Chase Bank, N.A.*, No. 3:12-cv-02179 (N.D. Cal.);

WHEREAS, the Parties have therefore agreed that a consolidated amended complaint will be filed in the action captioned *Clements v. JP Morgan Chase Bank, N.A.*, No. 3:12-cv-02179 (N.D. Cal.), which will include the named Plaintiff in this case and the other cases that are subject to the settlement;

**IT IS THEREFORE STIPULATED AND AGREED:**

The Parties shall file in this action a Stipulation Regarding Voluntary Dismissal, without prejudice and without costs.

**IT IS SO STIPULATED.**

Dated: June 28, 2013

ARNOLD & PORTER LLP

By: 

Peter Obstler

Three Embarcadero Center, Tenth Floor  
San Francisco, CA 94111

Tel: (415) 471-3363

Fax: (415) 471-3400

Email: Peter.Obstler@aporter.com

*Attorneys for Defendant JP Morgan Chase  
Bank, N.A. and Chase Insurance Agency, Inc*

Dated: June 28, 2013

BERGER & MONTAGUE, P.C.

By: 

Shanon J. Carson

1622 Locust Street  
Philadelphia, PA 19103

Telephone: (215) 875-4656

Facsimile: (215) 875-4604

Email: [scarson@bm.net](mailto:scarson@bm.net)

*Attorneys for Plaintiff Mathew Scheetz*